



STATE OF WEST VIRGINIA  
DEPARTMENT OF HEALTH AND HUMAN RESOURCES

FILED

2020 OCT -1 P 12:00

Bill J. Crouch  
Cabinet Secretary

OFFICE WEST VIRGINIA  
SECRETARY OF STATE

MEMORANDUM

**DATE:** October 1, 2020

**TO:** Mac Warner  
Secretary of State

**FROM:** Bill J. Crouch, Cabinet Secretary  
Department of Health and Human Resources

**RE:** **Emergency Medical Services - W. Va. C.S.R. § 64-48**

The Bureau for Public Health of the Department of Health and Human Resources requests that W. Va. C.S.R. §64-48 be temporarily suspended in part effective immediately pursuant to W. Va. Code §15-5-6(c)(7) and the State of Emergency declared by Governor Justice on March 16, 2020.

W. Va. C.S.R. §64-48 establishes and sets forth the requirements for providing emergency medical services to West Virginia residents. Unless suspended, strict compliance with the following provisions will hinder and delay necessary action in coping with the emergency declared by the Governor:

**§64-48-4.5.9.** Fire Department Rapid Response. -- This applies only to fire departments certified by the West Virginia State Fire Commission.

**4.5.9.a.** A fire department rapid response service that charges a fee for its medical services or transports patients is subject to all licensure requirements and applicable standards of this rule, including the payment of fees.

**4.5.9.b.** A fire department rapid response service that does not charge a fee for its medical services or transport of patients shall obtain one of the following:

**4.5.9.b.1.** A license subject to all requirements and applicable standards of this rule, including full inspection and payment of fees; or

**4.5.9.b.2.** A license subject to requirements and applicable standards of this rule as outlined in subsection 4.9. of this rule.

The Bureau for Public Health further requests that the rule be suspended as described above until such time as the State of Emergency is lifted.